

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY
CAMDEN VICINAGE**



**Order Filed on February 1, 2019
by Clerk
U.S. Bankruptcy Court
District of New Jersey**

Caption in Compliance with D.N.J. LBR 9004-2(c)

The Law Offices of S. Daniel Hutchison
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(856) 251-1235

S. Daniel Hutchison, Esquire
Attorney for Debtor

In Re:

Case No: 18-16629

Robert B. Ferrell Jr.

Hearing Date:

Judge: ABA

CONSENT ORDER RESOLVING OBJECTION TO CONFIRMATION OF PLAN

The relief set forth on the following pages, numbered two (2) through three (3) is hereby ORDERED.

DATED: February 1, 2019



Honorable Andrew B. Altenburg, Jr.
United States Bankruptcy Court

THIS MATTER having come before the Court by Robertson Anschutz & Schneid P.L., attorneys for Deutsche Bank National Trust Company as Trustee for the Registered Holders of Morgan Stanley ABS Capital I Inc. Trust 2007-NC3 Mortgage Pass-Through Certificates, Series 2007-NC3, by the filing of the Objection to Confirmation of Debtor's Chapter 13 Plan, and the Debtor, Robert B. Ferrell Jr. being represented by S. Daniel Hutchison, Esq.; and the parties have come to a resolution and for good cause shown:

It is on this ____ day of _____, 2018, ORDERED as follows:

1. The Trustee is authorized not to pay the secured arrearage claim in the amount of \$310,142.91 as provided for in the Proof of Claim filed on June 8, 2018 (Claim No. 9) on behalf of Deutsche Bank National Trust Company as Trustee for the Registered Holders of Morgan Stanley ABS Capital I Inc. Trust 2007-NC3 Mortgage Pass-Through Certificates, Series 2007-NC3, so the debtor can complete the loan modification process. Should the debtor be offered a permanent loan modification, the loan modification must be completed and approved no later than August 1, 2018 or other date as allowed by the Court.
2. If the loan modification is approved, the debtor shall file a modified Chapter 13 Plan, together with an amended Schedule J reflecting debtor's post loan modification budget, within thirty (30) days of the approval of the final loan modification agreement.
3. If the loan modification is not approved by August 1, 2018 or other date as allowed by the Court, then the debtor shall do one of the following: (1) file a modified Chapter 13 Plan to cure the arrearage claim; (2) file a modified Chapter 13 Plan to

surrender the property subject to this claim; (3) file a Notice to Convert to Chapter 7; or
(4) file a Notice to Dismiss Case.

4. The Parties agree that consent to entry of the within order does not waive the debtor's right to object to Deutsche Bank National Trust Company as Trustee for the Registered Holders of Morgan Stanley ABS Capital I Inc. Trust 2007-NC3 Mortgage Pass-Through Certificates, Series 2007-NC3's Proof of Claim pursuant to D.N.J. Local Bankruptcy Rule 3007-1(b). In the event that an objection is filed, the debtor agrees to amend his Chapter 13 Plan to be consistent with the resolution of the Claim Objection.

5. This Order shall be incorporated in and become a part of any Order Confirming Plan in the herein matter.

The undersigned hereby consent to the form,
Content and entry of the within Order:

/s/S. Daniel Hutchison
S. Daniel Hutchison, Esq.
Attorney for Debtor
Date: 02/01/2019

/s/Aleisha C. Jennings
Aleisha C. Jennings, Esq.
Attorney for Creditor
Date: 12/21/2018